



COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

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IN REPLY PLEASE

REFER TO FILE: **C-1**

May 31, 2005

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

**AWARD OF PUBLIC WORKS CONSTRUCTION CONTRACTS
ALL SUPERVISORIAL DISTRICTS
3 VOTES**

IT IS RECOMMENDED THAT YOUR BOARD:

Award and authorize the Acting Director of Public Works or his designee to prepare the maintenance services contracts in the form previously approved by County Counsel, execute the contracts, and establish the effective dates following receipt of approved Faithful Performance and Labor and Material bonds filed by the contractors for the following:

Project ID No. FMD0001043 - Catch Basin Cleanout 2005, Santa Clara River Watershed, et al., vicinities of Westlake Village, Palmdale, and Santa Clarita (3 and 5), to J & G Maintenance, in amount of \$264,788.25.

Project ID No. FMD0002046 - Channel Right of Way Clearing, 2005, East Maintenance Area, vicinities of Pomona, City of Industry, Glendora, San Dimas, Monrovia, and Pasadena (1 and 5), to TruGreen LandCare, a general partnership, in amount of \$424,895.00.

Project ID No. FMD0002049 - Catch Basin Cleanout 2005, San Gabriel River Watershed, et al., vicinities of Pico Rivera, Lakewood, and Covina (1, 4, and 5), to Ron's Maintenance, in amount of \$226,043.25.

Project ID No. FMD0003074 - Catch Basin Cleanout 2005, Ballona Creek Watershed, vicinities of Baldwin Hills and West Hollywood (2 and 3), to J & G Maintenance Service, in amount of \$67,765.50.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

We are recommending that your Board award these maintenance services contracts and authorize the Acting Director of Public Works or his designee to execute the contracts and establish the effective contract dates following receipt of approved bonds and insurance filed by contractors for each of these projects.

The enclosure for each project includes the project description, the call for bids and bid opening dates, a tabulation of bids, and financial information. The certified record of receipt of bids and the original bid proposals for each project are also enclosed.

The recommended maintenance services contracts are necessary to execute Board-directed and approved Public Works projects in support of operational missions. Your Board's approval of the recommended contract awards and our subsequent execution of the contracts will ensure the timely completion of the projects.

Implementation of Strategic Plan Goals

The award of these maintenance services contracts is consistent with the County Strategic Plan Goal of Service Excellence since these contracts will provide improved infrastructure to better serve the public.

FISCAL IMPACT/FINANCING

The enclosure for each project includes the amount of the recommended contract as compared with the engineer's estimate and the other bids received.

These projects are included in the 2004-05 Department of Public Works Budget. The enclosure for each project includes more detailed fiscal and financial information.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

Recommended contract awards are to the lowest responsible bidders in accordance with the California Public Contract Code and your Board's directives.

On October 27, 1981, your Board adopted a program for the use of small Minority and Women-owned Businesses (MWBs) on Federal- and State-funded highway construction contracts. Companies meeting these requirements are certified by the State as Disadvantaged Business Enterprises (DBEs). An overall goal for subcontracting portions of the work to DBEs is established for each project. Contracts are recommended for award to the lowest responsible bidder who meets the goal or documents a good faith effort to do so in conformance with the program.

We have also developed an outreach program to encourage all qualified contractors to participate in the bidding and contracting process on our projects. Under this program, we place notices of upcoming bids in local and minority newspapers throughout the County. These notices indicate that copies of plans and specifications are available at specified libraries and the Public Works Headquarters building. This allows interested contractors to view the plans and specifications at convenient locations. We also provide telephone numbers (including one for Spanish-speaking contractors) to obtain further information on bidding and subcontracting opportunities.

To further increase contractor awareness of contracting opportunities with Public Works, each of these projects was listed on the County website for upcoming bids.

The State Labor Code requires contractors to pay prevailing wage rates to all persons employed on public works construction contracts. These rates are determined by the Department of Industrial Relations and include contributions for fringe benefits such as vacations, pension funds, training, and health plans for each employee.

As required by your Board, language has been incorporated into the project specifications stating that the contractor shall notify its employees, and shall require each subcontractor to notify its employees, that they may be eligible for the Federal Earned Income Credit under the Federal income tax laws.

The contracts will be in the form previously approved by County Counsel. We will also review and approve the faithful performance and payment bonds filed by the contractors.

ENVIRONMENTAL DOCUMENTATION

Each of these projects was found to be categorically exempt from the provisions of the California Environmental Quality Act at the time your Board called for bids. The specifics of these findings are included in the enclosure for each project.

CONTRACTING PROCESS

The contracts were solicited on an open competitive basis in accordance with the provisions of the Public Contract Code.

The project specifications contain provisions requiring the contractor to report solicitations of improper consideration by County employees and allowing the County to terminate the contract if it is found that the contractor offered or gave improper consideration to County employees.

Public Works has confirmed that all of the respective contractors are in compliance with the County's Child Support Compliance Program and the requirements of the Contractor Employee Jury Service Program. In addition, the contracts will include language requiring compliance with the Newborn Abandonment Law (Safely Surrendered Baby Law).

The project specifications also contain a provision that, should the contractor require additional or replacement personnel to fill employment openings, consideration shall be given to hiring qualified participants in the County's Greater Avenues for Independence or General Relief Opportunities for Work Programs.

To ensure that the contracts are awarded to responsible contractors with satisfactory performance histories, bidders are required to report False Claims Act violations, labor law/payroll violations, debarments, their civil litigation history, and information regarding prior criminal convictions. The information reported by all of the respective contractors was considered before making this recommendation to approve execution of the contracts.

The Honorable Board of Supervisors
May 31, 2005
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IMPACT ON CURRENT SERVICES (OR PROJECTS)

These maintenance services contracts will result in improved public works infrastructure in the communities where the work is scheduled. Where appropriate, local residents and businesses will be informed that traffic and local access may be mildly disrupted during the construction. The proposed schedules for construction are included in the enclosure for each project.

CONCLUSION

Please return one approved copy of this letter to Public Works.

Respectfully submitted,

DONALD L. WOLFE
Acting Director of Public Works

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cc: Chief Administrative Office
County Counsel
Office of Affirmative Action Compliance

AWARD OF CONTRACT
May 31, 2005

PROJECT ID NO. FMD0001043, CATCH BASIN CLEANOUT 2005, SANTA CLARA RIVER WATERSHED, ET AL. (in the vicinities of Westlake Village, Palmdale, and Santa Clarita), Supervisorial Districts 3 and 5

TYPE OF WORK: Clean out 8,611 catch basins at various locations in the County.

CALL FOR BIDS DATE: April 12, 2005 (Synopsis 44)

BID OPENING DATE: May 12, 2005

BID SUMMARY:

Successful Bidder

*Jorge Gudiño, an individual dba J & G Maintenance 10242 San Carlos Avenue South Gate, California 90280 (323) 563-0620	\$264,788.25
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*MWBE

Rosalio Granados submitted a bid for \$79,823.97 which was incomplete. Three of the four bid items were left blank. Ron's Maintenance submitted a bid for \$409,022.50. However, their bid guaranty was less than the required 10 percent of their bid proposal. Both bids were considered nonresponsive and rejected in accordance with the Instructions to Bidders, Paragraph H, "Nonresponsive Bids and Bid Rejection."

FINANCIAL INFORMATION:

Amount of estimate	\$284,163.00
Amount of recommended contract	\$264,788.25
Amount of recommended contract below estimate	\$ 19,374.75

The amount of the recommended contract is 6.8 percent below the estimate.

The contract will cover a period not to exceed three years. The estimated first-year cost is \$79,651.75. Sufficient funds for the first year of this project are available to the Flood Control District for the Fiscal Year 2004-05. Availability of funds for the second and third years of this project will be contingent upon funds being made available to the Flood Control District for the Fiscal Years 2005-06 and 2006-07, respectively.

MINORITY/WOMEN-OWNED BUSINESS ENTERPRISE DATA:

J & G Maintenance, an MWBE, has no MWBE subcontractors/suppliers under this contract. This contract does not have a Federal or State DBE goal.

ENVIRONMENTAL IMPACT:

This project is categorically exempt pursuant to Class 1, Subsection (e), of the revised County Environmental Document Reporting Procedures and Guidelines adopted by your Board on November 17, 1987.

CONSTRUCTION SCHEDULE:

The work is to be performed in 50 working days between the months of July and September each year that the contract is in effect. It is estimated that the work will start in July 2005 and be completed in September 2007.

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AWARD OF CONTRACT
May 31, 2005

PROJECT ID NO. FMD0002046, CHANNEL RIGHT OF WAY CLEARING, 2005,
EAST MAINTENANCE AREA (in the vicinities of Pomona, City of Industry, Glendora,
San Dimas, Monrovia, and Pasadena), Supervisorial Districts 1 and 5

TYPE OF WORK: Clearing of vegetation and debris from channel right of way and
channel lining weep holes, joints, and cracks.

CALL FOR BIDS DATE: April 5, 2005 (Synopsis 50)

BID OPENING DATE: May 12, 2005

BID SUMMARY:

Low	TruGreen LandCare, a general partnership composed of TruGreen LandCare, L.L.C., and TruGreen Companies, L.L.C., both corporations 1367 West 9th Street Upland, California 91786 (909) 920-4308	\$424,895.00
2	Great Scott Tree Service, Inc.	\$444,900.00
3	*Mariposa Horticultural Enterprises, Inc.	\$461,328.96

*MWBE

FINANCIAL INFORMATION:

Amount of estimate	\$450,000.00
Amount of recommended contract	\$424,895.00
Amount of recommended contract below estimate	\$ 25,105.00

The amount of the recommended contract is 5.6 percent below the estimate.

Sufficient funds for this project are available to the Flood Control District for Fiscal
Year 2004-05.

MINORITY/WOMEN-OWNED BUSINESS ENTERPRISE DATA:

TruGreen LandCare, a general partnership, has no MWBE subcontractors/suppliers
under this contract. This contract does not have a Federal- or State-mandated DBE
goal.

ENVIRONMENTAL IMPACT:

This project is categorically exempt pursuant to Class 1, Subsection (e), of the revised County Environmental Document Reporting Procedures and Guidelines adopted by your Board on November 17, 1987.

CONSTRUCTION SCHEDULE:

The contract specifications require the work to be completed in 80 working days. It is estimated that the work will start in June and be completed in October 2005.

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AWARD OF CONTRACT
May 31, 2005

PROJECT ID NO. FMD0002049, CATCH BASIN CLEANOUT 2005, SAN GABRIEL RIVER WATERSHED, ET AL. (in the vicinities of Pico Rivera, Lakewood, and Covina), Supervisorial Districts 1, 4, and 5

TYPE OF WORK: Clean out 22,053 catch basins at various locations in the County.

CALL FOR BIDS DATE: April 12, 2005 (Synopsis 42)

BID OPENING DATE: May 10, 2005

BID SUMMARY:

Low *+Ronnie E. Norman, an individual dba Ron's Maintenance 11542 Horely Avenue Downey, California 90241 (562) 869-8643	\$226,043.25
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2 *J & G Maintenance	\$227,145.90
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*MWBE
+LSBE

FINANCIAL INFORMATION:

Amount of estimate	\$220,530.00
Amount of recommended contract	\$226,043.25
Amount of recommended contract above estimate	\$ 5,513.25

The amount of the recommended contract is 2.5 percent above the estimate.

Sufficient funds for this project are available to the Flood Control District for the Fiscal Year 2004-05.

MINORITY/WOMEN-OWNED BUSINESS ENTERPRISE DATA:

Ron's Maintenance, an MWBE, has no MWBE subcontractors/suppliers under this contract. This contract does not have a Federal- or State-mandated DBE goal.

ENVIRONMENTAL IMPACT:

This project is categorically exempt pursuant to Class 1, Subsection (e), of the revised County Environmental Document Reporting Procedures and Guidelines adopted by your Board on November 17, 1987.

CONSTRUCTION SCHEDULE:

The contract specifications require the work to be completed in 65 working days. It is estimated that the work will start in June and be completed in September 2005.

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AWARD OF CONTRACT
May 31, 2005

PROJECT ID NO. FMD0003074, CATCH BASIN CLEANOUT 2005, BALLONA CREEK WATERSHED (in the vicinities of Baldwin Hills and West Hollywood),
Supervisory Districts 2 and 3

TYPE OF WORK: Clean out 8,214 catch basins at various locations in the County.

CALL FOR BIDS DATE: April 19, 2005 (Synopsis 45)

BID OPENING DATE: May 17, 2005

BID SUMMARY:

Low	*Jorge Gudiño, an individual dba J & G Maintenance Service 10242 San Carlos Avenue South Gate, California 90280 (323) 563-0620	\$ 67,765.50
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2	*Rosalio Granados	\$ 71,872.50
3	*+Ron's Maintenance	\$123,210.00

*MWBE
+LSBE

FINANCIAL INFORMATION:

Amount of estimate	\$ 82,140.00
Amount of recommended contract	\$ 67,765.50
Amount of recommended contract below estimate	\$ 14,374.50

The amount of the recommended contract is 18 percent below the estimate.

Sufficient funds for this project are available to the Flood Control District for the Fiscal Year 2004-05.

MINORITY/WOMEN-OWNED BUSINESS ENTERPRISE DATA:

J & G Maintenance, an MWBE, has no MWBE subcontractors/suppliers under this contract. This contract does not have a Federal or State DBE goal.

ENVIRONMENTAL IMPACT:

This project is categorically exempt pursuant to Class 1, Subsection (e), of the revised County Environmental Document Reporting Procedures and Guidelines adopted by your Board on November 17, 1987.

CONSTRUCTION SCHEDULE:

The contract specifications require the work to be completed in 45 working days. It is estimated that the work will start in July and be completed in September 2005.

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